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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/748,894
Filing Date	December 30, 2003
First Named Inventor	Lynetta J. Freeman
Art Unit	1615
Examiner Name	David L. Vanik
Attorney Docket Number	END5094.0515519

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO 1449 (2 Pages); Cited References (5); Check (\$180); Return Postcard.
<div>Remarks</div>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Frost Brown Todd LLC		
Signature			
Printed name	Stephen R. Albainy-Jenei		
Date	11/3/05	Reg. No.	41,487

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Customer No. 26874  
PATENT TRADEMARK OFFICE  
Attorney Docket: END5094.0515519

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Freeman, et al. : Paper No:  
Serial No. 10/748,894 : Group Art Unit: 1615  
Filed: December 30, 2003 : Examiner:  
For: COLLAGEN MATRIX FOR SOFT TISSUE AUGMENTATION

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, Applicant(s) herewith submit(s) certain patent references, which the Patent and Trademark Office may wish to consider in examining the above-identified application. The references are listed below, and are also listed on the attached Form PTO-1449.

**U.S. Patent References:**

<u>References</u>	<u>Issue Date</u>	<u>Inventor</u>
US 3,157,524	11-17-1964	Artandi
US 3,520,402	07-14-1970	Nichols et al.
US 4,060,081	11-29-1977	Yannas et al.
US 4,280,954	07-28-1981	Yannas et al.
US 4,505,266	03-19-1985	Yannas et al.
US 5,162,430	11-10-1992	Rhee et al.
US 5,428,022	06-27-1995	Palefsky et al.
US 5,470,911	11-28-1995	Rhee et al.
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US 5,476,666	12-19-1995	Rhee et al.
US 5,489,304	02-06-1996	Orgill et al.
US 5,508,397	04-16-1996	Or et al.
US 5,510,121	04-23-1996	Rhee et al.

<u>References</u>	<u>Issue Date</u>	<u>Inventor</u>
US 5,550,187	08-27-1996	Rhee et al.
US 5,561,140	10-01-1996	Kawai et al.
US 5,599,927	02-04-1997	Or et al.
US 5,604,293	02-18-1997	Fiddes et al.
US 5,604,294	02-18-1997	Luly et al.
US 5,612,350	03-18-1997	Or et al.
US 5,643,464	07-01-1997	Rhee et al.
US 5,667,839	09-16-1997	Berg
US 5,752,974	05-19-1998	Rhee et al.
US 5,800,541	09-01-1998	Rhee et al.
US 5,859,031	01-12-1999	Hamilton et al.
US 5,874,500	02-23-1999	Rhee et al.
US 5,912,253	06-15-1999	Cottens et al.
US 5,925,649	07-20-1999	Hersperger et al.
US 5,990,131	11-23-1999	Hamilton et al.
US 5,994,299	11-30-1999	Barriere et al.
US 5,997,895	12-07-1999	Norotam et al.
US 6,004,973	12-21-1999	Guitard et al.
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US 6,165,489	12-26-2000	Berg et al.
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US 6,235,713	05-22-2001	Achen et al.
US 6,323,278	11-27-2001	Rhee et al.
US 6,534,591	03-18-2003	Rhee et al.

**Foreign Patent References:**

<u>References</u>	<u>Publication Date</u>	<u>Applicant</u>
WO 97/06837	02-27-1997	Integra Lifesciences Corporation
WO 99/13902	03-25-1999	Integra Lifesciences Corporation

**Other References/Publications:**

ERSEK, R.A., et al., "Breast Biopsy Technique: A Plea for Cosmesis", Southern Medical Journal, February 1986, pages 167-170, Volume 79, No. 2.

MOLLINSON, K.W., et al., "Discovery of Ascomycin Analogs with Potent Topical but Weak Systemic Activity for Treatment of Inflammatory Skin Diseases", Current Pharmaceutical Design, 1998, pages 367-379, Volume 4, No. 5.

YEO, W., et al.: "Cosmetic Outcome of Breast-Conserving Therapy in Chinese Patients With

Serial No. 10/748,894

Early Breast Cancer", Aust. N.Z. J. Surg., 1977, pages 771-774, Volume 67.

Copies of non-patent literature cited are provided herewith. No representation is made or intended that a prior art search has been made or that no better art than the listed is available. It is respectfully requested that the information be considered by the Examiner and made of record in the present application.

The required fee of \$180.00 is enclosed. The Commissioner for Patents is hereby authorized to charge any deficiency or credit any overpayment of fees to Frost Brown Todd LLC's Deposit Account No. 06-2226.

Respectfully submitted,

LYNETTA J. FREEMAN, et al.



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Linda E. Spore



Substitute for Form PTO 1449

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

### Complete if Known

Application No.	10/748,894
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Art Unit	1615
Examiner Name	
Attorney Docket No.	END-5094.0515519

Sheet

1

of

2

### U.S. PATENT DOCUMENTS

Examiner initials	Cite No.	DOCUMENT NUMBER		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind code <sup>2</sup> (if known)				
		US-	3,157,524	11-17-1964	Artandi	
		US-	3,520,402	07-14-1970	Nichols et al.	
		US-	4,060,081	11-29-1977	Yannas et al.	
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		US-	5,162,430	11-10-1992	Rhee et al.	
		US-	5,428,022	06-27-1995	Palefsky et al.	
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		US-	5,994,299	11-30-1999	Barriere et al.	
		US-	5,997,895	12-07-1999	Norotam et al.	
		US-	6,004,973	12-21-1999	Guitard et al.	

EXAMINER SIGNATURE \_\_\_\_\_

DATE CONSIDERED \_\_\_\_\_

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.



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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT***(use as many sheets as necessary)***Complete if Known**

Application No.	10/748,894
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Art Unit	1615
Examiner Name	

Sheet	2	E N	2	Attorney Docket No.	END5094.0515519
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	US-	6,007,840	12-28-1999	Hauer et al.	
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	US-	6,165,489	12-26-2000	Berg et al.	
	US-	6,166,130	12-26-2000	Rhee et al.	
	US-	6,235,713	05-22-2001	Achen et al.	
	US-	6,323,278	11-27-2001	Rhee et al.	
	US-	6,534,591	03-18-2003	Rhee et al.	

**FOREIGN PATENT DOCUMENTS**

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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind code <sup>5</sup> (if known)				
		WO 97/06837	02-27-1997	Integra Lifesciences Corporation		
		WO 99/13902	03-25-1999	Integra Lifesciences Corporation		

**OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS**

Examiner initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>6</sup>
		ERSEK, R.A., et al., "Breast Biopsy Technique: A Plea for Cosmesis", Southern Medical Journal, February 1986, pages 167-170, Volume 79, No. 2.	
		MOLLINSON, K.W., et al., "Discovery of Ascomycin Analogs with Potent Topical but Weak Systemic Activity for Treatment of Inflammatory Skin Diseases", Current Pharmaceutical Design, 1998, pages 367-379, Volume 4, No. 5.	
		YEO, W., et al.: "Cosmetic Outcome of Breast-Conserving Therapy in Chinese Patients With Early Breast Cancer", Aust. N.Z. J. Surg., 1977, pages 771-774, Volume 67.	

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